

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JOHN DOE,	:	No. 1:19-CV-2193
Plaintiff	:	
	:	Judge Conner
v.	:	
	:	
COMMONWEALTH OF PENNSYLVANIA, <i>et al.</i>,	:	Electronically Filed Document
Defendants	:	

MOTION TO DISMISS THE AMENDED COMPLAINT

Defendants Commonwealth of Pennsylvania and Department of Human Services hereby move to dismiss the Amended Complaint against them, pursuant to Federal Rule of Civil Procedure 12(b)(6). A brief in support will be filed within the time requirements of Local Rule 7.5.

Respectfully submitted,

**JOSH SHAPIRO
Attorney General**

By: *s/ Caleb Curtis Enerson*

**CALEB CURTIS ENERSON
Deputy Attorney General
Attorney ID 313832**

**KAREN M. ROMANO
Chief Deputy Attorney General
Civil Litigation Section**

**Office of Attorney General
15th Floor, Strawberry Square
Harrisburg, PA 17120
Phone: (717) 705-5774**

cenerson@attorneygeneral.gov

Date: 19 August 2020

**Counsel for Defendants
Commonwealth of PA and DHS**

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JOHN DOE,	:	No. 1:19-CV-2193
Plaintiff	:	
	:	Judge Conner
v.	:	
	:	
COMMONWEALTH OF PENNSYLVANIA, <i>et al.</i>,	:	Electronically Filed Document
Defendants	:	

CERTIFICATE OF NON-CONCURRENCE

I contacted counsel for the Plaintiff via email regarding concurrence;
Plaintiff does not concur with this motion.

s/ Caleb Curtis Enerson
CALEB CURTIS ENERSON
Deputy Attorney General

CERTIFICATE OF SERVICE

I, Caleb Curtis Enerson, Deputy Attorney General for the Commonwealth of Pennsylvania, Office of Attorney General, hereby certify that on the 19th day of August, 2020, I caused to be served a true and correct copy of the foregoing document to all counsel of record via ECF.

s/ Caleb Curtis Enerson
CALEB CURTIS ENERSON
Deputy Attorney General

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JOHN DOE,	:	No. 1:19-CV-2193
Plaintiff	:	Judge Conner
v.	:	Electronically Filed Document
COMMONWEALTH OF PENNSYLVANIA, <i>et al.</i>,	:	Defendants

ORDER

AND NOW, this _____ day of _____, 2020, upon consideration of the MOTION TO DISMISS THE AMENDED COMPLAINT, and the response of the Plaintiff, if any, it is hereby ORDERED that the MOTION is GRANTED. Defendants Commonwealth of Pennsylvania and Department of Human Services are DISMISSED WITH PREJUDICE.

Christopher C. Conner
United States District Judge